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Paper 1
DECLARED 17 November 2010

UNITED STATES PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS AND INTERFERENCES

Patent Interference No. 105,772 (RT)
(From Technology Center 1700)

CANON KABUSHIKI KAISHA
(7,147,935),
Junior Party,

v.

FUJIFILM HOLDINGS CORPORATION
(11/802,492),
Senior Party.

DECLARATION - BD.R. 203¹

By RICHARD TORCZON, *Administrative Patent Judge*.

A. DECLARATION OF INTERFERENCE

An interference is declared pursuant to 35 U.S.C. 135(a). Details of the application, patent, count, and claims designated as corresponding to the count appear under headings E and F.

¹ "Bd.R. x" may be used to abbreviate "37 C.F.R. § 41.x". 69 Fed. Reg. 49960, 49961 (12 Aug. 2004).

B. DESIGNATION TO MANAGE

Administrative Patent Judge Richard Torczon has been designated to manage the interference. Bd.R. 104(a).

C. STANDING ORDER

A copy of the Standing Order (SO, Paper 2) accompanies this declaration. The Standing Order applies to this contested case.

D. CONFERENCE CALL TO SET DATES

A telephone conference call to set dates for action in this contested case is scheduled for **2 p.m. (Eastern) on 12 January 2011**. (The Board will initiate the call.)

No later than **10 January 2011**, each party shall file and serve (SO ¶¶ 10.1 & 105) a list of the motions (Bd.R. 120; Bd.R. 204; SO ¶¶ 104.2.1, 120 & 204) the party intends to file.

A sample schedule for taking action during the motion phase appears as Form 2 in the Standing Order. The parties are encouraged to discuss the schedule prior to the conference call and to agree on dates for taking action. A typical motion period lasts approximately eight (8) months. A party requesting more or less time should be prepared to justify the request.

E. THE PARTIES TO THIS INTERFERENCE*Junior Party*

Patent: 7,147,935, granted 12 December 2006

Title: Luminescence device and display apparatus

Inventors: Jun Kamatani of Kawasaki, Shinjiro Okada of Isehara, Akira Tsuboyama of Sagamihara, Takao

Takiguchi of Tokyo, Seishi Miura of Sagamihara,
Koji Noguchi of Sagamihara, Takashi Moriyama of
Kawasaki, Satoshi Igawa of Fujisawa, and Manabu
Furugori of Atsugi, all of Japan

Senior Party

Application: 11/802,492, filed 23 May 2007

Title: Light-emitting material comprising orthometalated
iridium complex, light-emitting device, high
efficiency red light-emitting device, and novel
iridium complex

Inventors: Tatsuya Igarashi, Keizo Kimura and Kazumi Nii, all
of Ashigara-shi, Japan

F. COUNTS AND CLAIMS OF THE PARTIES

Count 1

An organic light-emitting device of 11/802,492 claim 1 or the metal
coordination compound of 7,147,935 claim 2.

The claims of the parties are:

Canon: 1-33

Fujifilm: 1-5

The claims corresponding to Count 1:

Canon: all

Fujifilm: all

The benefit accorded for Count 1:

Canon: 10/073,012, filed 10 April 2003,
PCT/JP01/10487, filed 30 November 2001, and
JP2000-364650, filed 30 November 2000

Fujifilm: 11/802,492, filed 23 May 2007,
10/844,394, filed 13 May 2004,
09/747,933, filed 27 December 2000,

JP(Hei)11-370349, filed 27 December 1999

G. HEADING TO BE USED ON PAPERS;
EXHIBIT NUMBERS

Addendum 1 provides the heading that shall be used on all papers filed in the contested case. See SO ¶ 106.1.1.

The ranges of exhibit numbers are assigned as follows
(Bd.R. 154(c)(1); SO ¶ 154.2.1):

Fujifilm: 1001-1999.

Canon: 2001-2999.

H. ORDER FORM FOR REQUESTING FILE COPIES

When requesting copies of files, use of Addendum 2 (SO Form 4) will greatly expedite processing of the request. Please attach a copy of Parts E and F of this DECLARATION with a hand-drawn circle around the patents and applications for which a copy of a file wrapper is requested.

Attachment: None.²

Enclosure: Copy of Standing Order (Paper 2)

² For a United States patent or published application listed in this paper, see <http://patft.uspto.gov/>; see also <http://portal.uspto.gov/external/portal/pair> for prosecution histories available to the public.

cc:

Sheldon I. Landsman, SUGHRUE MION, PLLC, of Washington, D.C.

Jason M. Okun, FITZPATRICK, CELLA, HARPER & SCINTO, of New York, New York

ADDENDUM 1: PAPER HEADING

Filed on behalf of: [Name of Party]

Paper No. [Leave blank]

By: [Name of lead counsel
Name of backup counsel
Street address
City, State, and ZIP Code
Tel:
Fax:

]

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TITLE OF PAPER

ADDENDUM 2: FILE COPY REQUEST
Patent Interference No. 105,772

Attach a copy of sections E and F of this declaration to this request.
On the copy, circle each patent and application that you are requesting.
Include the information indicated below to facilitate processing of this request.

Charge fees to:

1. USPTO Deposit Account No. _____
2. Complete delivery address, including street, city, state, ZIP code:

3. Telephone, including area code: _____

